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AZ CORP COMMISSION  
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Arizona Corporation Commission

DOCKETED

MAR 11 2004

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**BEFORE THE ARIZONA CORPORATION COMMISSION**

IN THE MATTER OF THE APPLICATION  
OF AJO IMPROVEMENT COMPANY FOR  
A RATE INCREASE

**DOCKET NO. WS-01025A-03-0350**

**MOTION FOR EXTENSION OF  
TIME TO FILE SURREBUTTAL  
TESTIMONY AND EXHIBITS**

Intervenor Arizona Water Company (the "Company") files the following motion for an extension of the deadline for filing its surrebuttal testimony. This motion is supported by the following Memorandum of Points and Authorities.

MEMORANDUM OF POINTS AND AUTHORTIES

An August 11, 2003 procedural order in this case required that the parties file their surrebuttal testimony and exhibits on or before March 12, 2004. Due to a death in the family of the Company's witness Sheryl Hubbard, the Company is unable to file her testimony by the required deadline. The Company is thus requesting that it be permitted to file its Surrebuttal Testimony and Exhibits on or before 5:00 p.m. on Wednesday, March 17, 2004.

The Company has contacted counsel for Ajo Improvement Company ("Ajo") and Staff, and is authorized to inform the presiding administrative law judge that both counsel have no

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1 objection to the Company's request so long as:

- 2 1. The Company agrees to serve its testimony and exhibits by hand-delivery to  
3 Ajo's expert. The Company will hand-deliver a copy of its testimony and  
4 exhibits to Ajo's expert and its counsel on the filing date.
- 5 2. The Company does not object to Staff filing its surrebuttal testimony and  
6 exhibits on March 17, 2004 (if the Company's motion is granted). The Company  
7 informed counsel for Staff that it has no objection to Staff's proposed extension,  
8 so long as counsel for Ajo does not object. The Company believes that Staff  
9 counsel has confirmed that counsel for Ajo has no objection.

10  
11 Therefore, based on the foregoing, the Company requests that a procedural order be  
12 entered that grants the following relief:

- 13 1. Permitting the Company and the Staff to file their surrebuttal testimony and  
14 exhibits on or before 5:00 p.m. on March 17, 2004.
- 15 2. Such other general and supplemental relief as appropriate in the circumstances.

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RESPECTFULLY SUBMITTED this 11th day of March, 2004.

ARIZONA WATER COMPANY

By: Robert W. Geake  
Robert W. Geake  
Vice President and General Counsel  
Arizona Water Company  
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An original and 13 copies of the foregoing were delivered this 11th day of March, 2004, to:

Docketing Supervisor  
Docket Control  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, AZ 85007

A copy of the foregoing was Faxed and mailed this 11th day of March, 2004, to:

Jane L. Rodda, Administrative Law Judge  
Hearing Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, AZ 85007

A copy of the foregoing was mailed this 11<sup>th</sup> day of March, 2004 to:

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By: Robert W. Seabe